

CERTIFICATE OF SERVICE

I, JAYNE S. ROBINSON, hereby certify that I caused the attached Memo Endorsement to be served by email on September 11, 2007 on counsel for all parties in One Communications Corp. v. J.P. Morgan SBIC LLC, et al., Civil Action No. 07 Civ. 3905, as follows:

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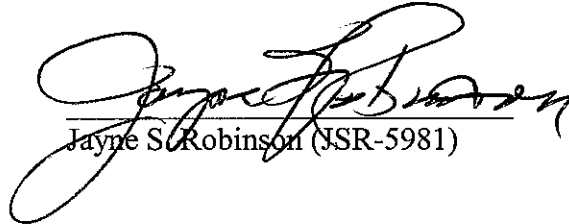
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CHAMBERS OF HONORABLE LAURA TAYLOR SWAIN
UNITED STATES DISTRICT JUDGE
SOUTHERN DISTRICT OF NEW YORK
500 PEARL STREET
NEW YORK, NEW YORK 10007
TELEPHONE: (212) 805-0417

FAX COVER SHEET



Date: September 11, 2007

FAX NUMBER TRANSMITTED TO: (212) 953-3690

To: Jayne S. Robinson, Esq.

It is ordered that counsel to whom this Memo Endorsement is sent is responsible for faxing or otherwise delivering promptly a copy to all counsel and unrepresented parties and filing a certificate of such service within 5 days from the date hereof. Do not fax such certification to chambers.

NUMBER OF PAGES 1 NOT COUNTING COVER SHEET. IF YOU DO NOT RECEIVE ALL PAGES, PLEASE
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TOTAL P. 02

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September 7, 2007

By Facsimile

Re: One Communications Corp. v. J.P. Morgan SBIC LLC, et al.
Civil Action No. 07 Civ. 3905

Honorable Laura Taylor Swain
United States District Judge
United States District Court
Southern District of New York
500 Pearl Street
New York, New York 10007

Dear Judge Swain:

We represent defendants J.P. Morgan SBIC LLC and Sixty Wall Street SBIC Fund, L.P. (the "JP Morgan Defendants") in the above-referenced action. As we have previously informed Your Honor, our clients as well as other defendants intend to move to dismiss the complaint, which motions will be filed on Monday, September 17.


We are writing to request permission to file a brief of no more than 60 pages in support of the motion by the two JP Morgan Defendants. The 40 page complaint, seeking more than \$20 million in alleged damages, purports to allege Rule 10b-5 and multiple other claims against the JP Morgan Defendants, each of which claims is, we submit, dismissible on numerous grounds. The motion will also raise important jurisdictional issues under the federal Telecommunications Act of 1996. In order to avoid duplicative briefing, the other moving defendants intend to rely on the JP Morgan Defendants' brief as to those jurisdictional issues.

We thank the Court for its consideration.

Respectfully yours,

The request is granted.

SO ORDERED.


LAURA TAYLOR SWAIN
UNITED STATES DISTRICT JUDGE


Jayne S. Robinson